

1 DIANA S. EBRON, Esq.  
2 Nevada Bar No. 10580  
Email: diana@kgelegal.com  
3 JACQUELINE A. GILBERT, Esq.  
Nevada Bar No. 10593  
Email: jackie@kgelegal.com  
4 KAREN L. HANKS, Esq.  
Nevada Bar No. 9578  
Email: karen@kgelegal.com  
5 KIM GILBERT EBRON  
7625 Dean Martin Drive, Suite 110  
6 Las Vegas, Nevada 89139  
Telephone: (702) 485-3300  
7 Facsimile: (702) 485-3301  
*Attorneys for SFR Investments Pool 1, LLC*  
8

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 BANK OF AMERICA, N.A., as successor by  
merger to, BAC HOME LOANS SERVICING,  
12 LP, f/k/a COUNTRYWIDE HOME LOANS  
SERVICING LP,  
13

Plaintiff,

14 vs.  
15 SOUTHERN HIGHLANDS COMMUNITY  
ASSOCIATION; SFR INVESTMENTS POOL  
16 1, LLC; AND ALESSI & KOENIG, LLC,  
17

Defendants.

18 

---

19 SFR INVESTMENTS POOL 1, LLC, LLC, a  
Nevada limited liability company,

20 Counter/Cross Claimant,

21 vs.  
22 BANK OF AMERICA, N.A., as successor by  
merger to BAC HOME LOANS SERVICING,  
23 LP f/k/a COUNTRYWIDE HOME LOANS  
SERVICING, LP; and ALEJANDRO  
24 FRAGOSO, an individual,

25 Counter/Cross Defendants.

26 Case No. 2:16-cv-00316-RFB-CWH  
27

**JOINT STATUS REPORT AND  
STIPULATION TO CONTINUE STAY  
(SECOND REQUEST)**

28 Attorneys for Bank of America, N.A., as successor by merger to BAC Home Loans  
Servicing LP f/k/a Countrywide Home Loans Servicing, LP (“BANA”), SFR Investments Pool 1,

KIM GILBERT EBRON  
7625 DEAN MARTIN DRIVE, SUITE 110  
LAS VEGAS, NEVADA 89139  
(702) 485-3300 FAX (702) 485-3301

1 LLC (SFR) and Southern Highlands Community Association (“HOA”), by and through their  
2 counsel of record, stipulate and agree to continue the stay of proceedings for an additional 90 days.  
3 In support of this stipulation, the parties represent as follows:

4 1. On June 8, 2020, the parties filed a stipulation and order to vacate the dispositive  
5 motion deadline and continue the already existing stay of litigation for 90 days.

6 2. As part of the stipulation, the parties indicated BANA and SFR had reached a  
7 settlement in principle, which had been executed, but required additional time for SFR to perform  
8 a condition precedent to the settlement.

9 3. The property in this case is part of a more global settlement between BANA and  
10 SFR, involving a significant number of cases. Due to the COVID-19 pandemic, the parties to the  
11 settlement have agreed to extend the time for performance.

12 4. The parties therefore agree to continue the stay of proceedings for 90 days. This  
13 will afford BANA and SFR additional time to finalize the settlement without incurring extra  
14 expenses or burdening the court. Additionally, this will allow time for settlement discussion to  
15 continue between BANA and the HOA. The parties are aware of the extended time resolving this  
16 matter has taken and appreciate the court's patience.

17 5. The parties agree any party may move to lift the stay during the 90 days this matter  
18 is stayed pursuant to this stipulation. The parties further reserve the right to stipulate to lift the  
19 stay during the 90 days the matter is stayed pursuant to this stipulation.

20

21

22

23

24

25

26

...

27

...

28

...

KIM GILBERT EBRON  
7625 DEAN MARTIN DRIVE, SUITE 110  
LAS VEGAS, NEVADA 89139  
(702) 485-3300 FAX (702) 485-3301

6. This is the parties' second request for a stipulation to continue the stay of proceedings and is not intended to cause any delay or prejudice to any party.

DATED this 8<sup>th</sup> day of September, 2020.

<p><b>KIM GILBERT EBRON</b></p> <p><u>/s/ Diana S. Ebron</u></p> <p>DIANA S. EBRON, ESQ. Nevada Bar No. 10580 JACQUELINE A. GILBERT, ESQ. Nevada Bar No. 10593 7625 Dean Martin Drive, Suite 110 Las Vegas, NV 89139 <i>Attorneys for SFR Investments Pool 1, LLC</i></p>	<p><b>AKERMAN LLP</b></p> <p><u>/s/ Lilith V. Xara</u></p> <p>MEALNIE D. MORGAN, ESQ. Nevada Bar No. 8215 LILITH V. XARA, ESQ. Nevada Bar No. 13138 1635 Village Center Circle, Suite 200 Las Vegas, NV 89134 <i>Attorneys for Bank of America, N.A., as successor by merger to BAC Home Loans Servicing LP f/k/a Countrywide Home Loans Servicing, LP</i></p>
<p><b>WOLF, RIFKIN, SHAPIRO, SCHULMAN &amp; RABKIN LLP</b></p> <p><u>/s/ Gregory P. Kerr</u></p> <p>GREGORY P. KERR, ESQ. Nevada Bar No. 10383 JORDAN J. BUTLER, ESQ. Nevada Bar No. 10531 DOUGLAS M. COHEN, ESQ. Nevada Bar No. 1214 3556 E. Russell Road, Second Floor Las Vegas, Nevada 89120 <i>Attorneys for Southern Highlands Community Association</i></p>	

## ORDER

Based on the foregoing stipulation, **IT IS HEREBY ORDERED** that the litigation stay is continued for an additional 90 days. The parties are to file a status report within 90 days of the issuance of this order.

**DATED** this 8th day of September, 2020.

**RICHARD F. BOULWARE, II  
UNITED STATES DISTRICT JUDGE**